

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A SUBMISSION UNDER 35 U.S.C. 371**

U.S. APPLICATION OF KNOWLEDGE (see 37 CFR 1.5)

PRIORITY DATE CLAIMED
20 December 2002

Page 1 of 2

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/538964		INTERNATIONAL APPLICATION NO. PCT/US2003/040518		ATTORNEY'S DOCKET NUMBER P131-US-02	
The following fees have been submitted				CALCULATIONS PTO USE ONLY	
21. <input checked="" type="checkbox"/> Basic national fee.....		\$300		\$ 300.00	
22. <input checked="" type="checkbox"/> Examination fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4).....		\$100		\$ 100.00	
All other situations.....		\$200			
23. <input checked="" type="checkbox"/> Search fee Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority.....		\$100		\$ 100.00	
International Search Report prepared and provided to the Office.....		\$400			
All other situations.....		\$500			
TOTAL OF 21, 22 and 23 =				\$ 500.00	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.				\$ 0.00	
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
- 100 =	/50 =		x \$250		
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).				\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	
Total claims	34 - 20 =	14	x \$ 50	\$ 700.00	
Independent claims	10 - 3 =	7	x \$200	\$ 1,400.00	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360	\$ 0.00	
TOTAL OF ABOVE CALCULATIONS =				\$ 2,600.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.					
SUBTOTAL =				\$ 2,600.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).				\$	
TOTAL NATIONAL FEE =				\$ 2,600.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$	
TOTAL FEES ENCLOSED =				\$ 2,600.00	
				Amount to be refunded:	\$
				Amount to be charged:	\$
<p>a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>2,600.00</u> to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. _____. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>					
<p>NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.</p> <p>SEND ALL CORRESPONDENCE TO:</p> <p>Nicole A. Ressue 125 South Howes, Third Floor Fort Collins, CO 80521 (970) 224-3100 (970) 224-3175 - Facsimile</p>					
				<p><i>Nicole A Ressue</i> June 14, 2005 SIGNATURE Nicole A. Ressue NAME USPTO Reg. No.: 48,665 REGISTRATION NUMBER</p>	

Express Mail No: EV 562714748 US

IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE

Application Number:

Filed:

Applicants: Doug Sweet, Marc Key, Gordon Feingold, Kristopher Buchanan, Bob
Lathrop, John Favuzzi

Title: A Method and Apparatus for Automatic Staining of Tissue Samples

International Application No: PCT/US2003/040518, Filed 19 December 2003

Original US Applications: 60/435,601, Filed 20 December 2002

TC/A.U:

Examiner:

Assignee: DakoCytomation Denmark A/S

Attorney Docket: P131 US 01

Customer No. 33549

LETTER OF TRANSMITTAL

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Sir:

Enclosed for filing is an application for patent entitled "A Method and Apparatus for Automatic Staining of Tissue Samples" including the following documents:

1. Application Data Sheet;
2. Preliminary Amendment;
3. a Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) concerning a filing under 35 U.S.C. 371 (FORM PTO-1390 (02/2005));
4. a true and correct copy of the Declaration for Patent Application as executed in the international application, along with a cover sheet;
5. Power of Attorney;

USNP- Camera-P131-Firm XMT

6. Information Disclosure Statement along with Foreign patent or patent publication references and Other references in accordance with the Office's waiver of the requirement under Rule 1.98(a)(2)(ii);
7. this Letter of Transmittal along with a Check payable to the Director of the Patent and Trademark Office in the amount of \$2,600.00; and
8. Express Mail Certificates for each document and a return postcard.

Please confirm receipt of the documents by applying your date stamp and serial number on the enclosed postcard and returning it to me.

Please address all future correspondence to: Santangelo Law Offices, P.C., 125 South Howes, Third Floor, Fort Collins, CO 80521.

I have this 14 day of June, 2005, either myself personally or through my direction of staff at this office, deposited all of the items in the above letter of transmittal with the United States Postal Service as Express Mail, postage prepaid, in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

Dated this 14 day of June, 2005.

Respectfully Submitted,
SANTANGELO LAW OFFICES, P.C.

By: Nicole A. Ressue
Nicole A. Ressue
Attorney for Assignee
PTO No. 48,665
125 South Howes, Third Floor
Fort Collins, CO 80521
(970) 224-3100

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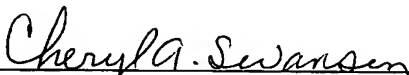
CERTIFICATE OF EXPRESS MAILING

I, Cheryl A. Swanson, hereby certify to the truth of the following items:

1. I am an employee of Santangelo Law Offices, P.C., 125 South Howes, Third Floor, Fort Collins, Colorado 80521.

2. I have this day deposited the attached Application Data Sheet with the United States Postal Service as "Express Mail" for mailing to: Mail Stop PCT, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

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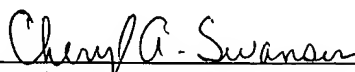
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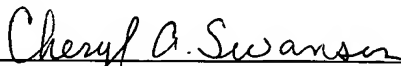
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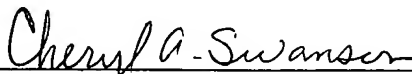
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Cheryl A. Swanson
Cheryl A. Swanson

10/538964

JC09 Rec PCT/PTO 14 JUN 2005

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COVER SHEET*

FOR

A TRUE AND CORRECT COPY OF THE

DECLARATION FOR PATENT APPLICATION

AS EXECUTED IN THE INTERNATIONAL APPLICATION

* This Cover Sheet is provided for the convenience of Patent Office personnel, to indicate the new caption and title and thus minimize the risk of loss in the event documents are separated from the file.

10/538964

JCO9 PCT/PTO 14 JUN 2005

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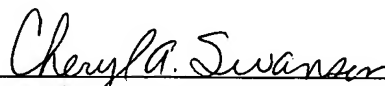
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